

District Judge Marsha J. Pechman

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ANSAF ISMAEL, *et al.*,

Plaintiffs,

v.

ANTONY J. BLINKEN,

Defendant.

Case No. 2:24-cv-00414-MJP

STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND
~~[PROPOSED]~~ ORDER

Noted for Consideration:
July 24, 2024

Plaintiffs and Defendant, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to continue to stay these proceedings through October 7, 2024. Plaintiffs brought this litigation pursuant to the Administrative Procedure Act seeking, *inter alia*, to compel Defendant to complete administrative processing and issue a decision for Plaintiff Saleh's immigrant visa application. This case is currently stayed through August 6, 2024. Dkt. No. 8. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until October 7, 2024.

Courts have "broad discretion" to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706 (1997). "[T]he power to stay proceedings is incidental to the power inherent in every court to

1 control the disposition of the causes on its docket with economy of time and effort for itself, for
2 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
3 P. 1.

4 With additional time, this case may be resolved without the need of further judicial
5 intervention. This case is currently undergoing administrative processing which may result in a
6 consular officer readjudicating Plaintiff Saleh’s immigrant visa application. Plaintiff provided
7 the U.S. Embassy in Bagdad, Iraq, with additional documentation pursuant to the Embassy’s
8 request. However, Plaintiff will be unable to provide the required medical examination until it is
9 complete, which is anticipated within the next five or six weeks. Once Plaintiff submits all
10 requested documents, additional time is necessary for the consular officer to review the
11 documents and for any additional security checks to be conducted.

12 As additional time is necessary for this to occur, the parties request that the Court hold the
13 case in abeyance until October 7, 2024.

14 //

15 //

16 ///

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

1 DATED this 24th day of July, 2024.

2 Respectfully submitted,

3 TESSA M. GORMAN

DAVID STRASHNOY LAW, PC

4 TESSA M. GORMAN
United States Attorney

s/ Kristina David

KRISTINA DAVID, CA #346347*

1901 Avenue of the Stars, Suite 200

Los Angeles, California 90067

Phone: (818) 646-7350

Email: kristina@strashnoylaw.com

*PHV

5 s/ Michelle R. Lambert

MICHELLE R. LAMBERT, NYS #4666657

6 Assistant United States Attorney

United States Attorney's Office

7 Western District of Washington

1201 Pacific Avenue, Suite 700

8 Tacoma, Washington 98402

Phone: (253) 428-3824

9 Fax: (253) 428-3826

GIBBS HOUSTON PAUW

s/ Adam Boyd

ADAM BOYD, WSBA #49849

1000 Second Avenue, Suite 1600

Seattle, Washington 98104-1003

Phone: (206) 682-1080

Email: adam.boyd@ghp-law.net

(253) 428-38

Email: michelle.lambert@usdoj.gov

11 *Attorneys for Defendant*

12 ***I certify that this memorandum contains 307***
13 ***words, in compliance with the Local Civil***
14 ***Rules.***

Attorneys for Plaintiffs

~~PROPOSED~~ ORDER

The case is held in abeyance until October 7, 2024. The parties shall submit a status update on or before October 7, 2024. It is so **ORDERED**.

DATED this 24th day of July, 2024.



MARSHA J. PECHMAN
United States Senior District Judge